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HEWLETT-PACKARD COMPANY
Intellectual Property Administration
P.O. Box 272400
Fort Collins, Colorado 80527-2400

PATENT APPLICATION

ATTORNEY DOCKET NO. 10980726-4

Inventor(s): Winter et al.

Confirmation No.: 1425

Application No.: 10/821,490

Examiner: Huntsinger, Peter K.

Filing Date: 04/09/2004

Group Art Unit: 2625

Title: **System and Method for Printing and Scanning a User-Completed Digital Still Camera Image Proof Sheet and Order Form**

Mail Stop Amendment
Commissioner For Patents
PO Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER FOR RESPONSE/AMENDMENT

Transmitted herewith is/are the following in the above-identified application:

- ☒ Response/Amendment
☐ New fee as calculated below
☒ No additional fee
☐ Other

- ☐ Petition to extend time to respond
☐ Supplemental Declaration

Fee\$

CLAIMS AS AMENDED BY OTHER THAN A SMALL ENTITY						
(1) FOR	(2) CLAIMS REMAINING AFTER AMENDMENT	(3) NUMBER EXTRA	(4) HIGHEST NUMBER PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADDITIONAL FEES
TOTAL CLAIMS	109	MINUS	109	= 0	X \$52	\$ 0
INDEP. CLAIMS	16	MINUS	16	= 0	X \$210	\$ 0
<input type="checkbox"/> FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					+ \$370	\$ 0
EXTENSION FEE	<input type="checkbox"/> 1st Month \$120	<input type="checkbox"/> 2nd Month \$460	<input type="checkbox"/> 3rd Month \$1050	<input type="checkbox"/> 4th Month \$1640		\$ 0
OTHER FEES						\$
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT						\$ 0

Charge \$ 0 to Deposit Account 08-2025. At any time during the pendency of this application, please charge any fees required or credit any over payment to Deposit Account 08-2025 pursuant to 37 CFR 1.25. Additionally charge any fees to Deposit Account 08-2025 under 37 CFR 1.16 through 1.21 inclusive, and any other sections in Title 37 of the Code of Federal Regulations that may regulate fees.

☐ A duplicate copy of this transmittal letter is enclosed.

I hereby certify that this paper is being
transmitted to the Patent and Trademark Office
facsimile number (571) 273-8300.

Date of facsimile: 04/06/07

Typed Name: JoAnn Sismilich

Signature: JoAnn Sismilich

Respectfully submitted,

Winter et al.

By Robert C. Sismilich

Robert C. Sismilich

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HP Docket No. 10980726-4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.	:10/821,490)
Conf. No.	:1425)
Applicant	:Winter et al.)
Filed	:04/09/2004)
Title	:System and Method for Printing and Scanning a User- Completed Digital Still Camera Image Proof Sheet and Order Form)
TC / Art Unit	:2625)
Examiner	:Huntsinger, Peter K.)
Docket No.	:10980726-4)
Customer No.	:022879)

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

The Office Action dated 03/07/2007 has been carefully considered. In response thereto, please enter the following election and consider the following remarks.

ELECTION

The Office states that the claims are directed to distinct inventions and requires restriction to one of Group I (claims 21-97 and 113-129) or Group II (claims 98-112).

In response to the restriction requirement, Applicants elect Group I (claims 21-97 and 113-129).

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In addition, the Office states that the claims are directed to patentably distinct species and requires election for prosecution of Species I (Figs. 3A-3F), or Species II (Figs. 6A-6B).

In response to the election of species requirement, Applicants elect Species I. Claims 21-37, 39-41, 43-65, 68-93, 95, 113-114, 117, 123-127, and 129 are readable on elected Species I. Applicants respectfully request that claims 21, 47, 85, 113, and 125 be designated as generic.

This election is made *with traverse*.

First, in the interests of equity and fairness, Applicant should be entitled to pursue different types and species of claims in the present application, so as to fully protect the disclosed invention. If the restriction is maintained, Applicant will need to bear the costs associated with pursuing multiple patent applications to protect each type of claim, and pay multiple different maintenance fees if patents are granted. Applicants have already paid for the examination of the additional claims in the form of additional filing fees for the additional claims.

Second, with regard to the election of species requirement in particular, MPEP §806.04(f) states that “a requirement for restriction to a single species may be proper if the species are mutually exclusive”. Here, the identified species are *not* mutually exclusive. Both Fig. 3A (Species I) and Fig. 6A (Species II) are examples of a proof sheet and order form that can be used with the system 10 of Fig. 1. To begin with, many elements illustrated in Fig. 3A such as the first identity marker 60 (Fig. 3D), the second identity marker 62 (Fig. 3F), and the “select pictures for storage” user designation area 66 (Fig. 3E) are also illustrated in Fig. 6A as identity markers 86, 88, and “select pictures for storage” user designation area 90. In addition, a plurality of thumbnail images “T” are illustrated on the proof sheet and order forms of both Fig. 3A and Fig. 6A. Furthermore, it is apparent that user designation area 54 (Fig. 3C) that denotes the allowable print sizes of the corresponding thumbnail “T” 52 could be added to the proof sheet and order form (album form) 72 of Fig. 6A in order to specify the size at which the corresponding image is to be printed on the album page, in addition to the “Rotate Image” designation option 84 which specifies the rotation at which the image is to be printed on the album page. Designation areas 54 (for size)